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Signed: July 13, 2012

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6 ALAN JAROSLOVSKY U.S. Bankruptcy Judge  
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8 UNITED STATES BANKRUPTCY COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
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11 In re:

Case No.: 11-1-3836AJ13

12 RAMIRO and NICOLASA SILVA

13 Debtor(s)  
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15 **ORDER CONFIRMING CHAPTER 13 PLAN**  
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17 After a hearing on, May 23, 2012, and it appearing that the Chapter 13 Amended Plan in this  
18 case meets the requirements of § 1325(a) of the Bankruptcy Code,

20 **IT IS ORDERED** that the Amended Plan dated April 18, 2012 is confirmed.

22 **PROVIDED HOWEVER**, that notwithstanding anything to the contrary in said plan:

- 23 1. Any provision of the plan purporting to discharge a debt is not approved. No debt subject to  
exception to discharge pursuant to 11 U.S.C. § 523 shall be adjudicated to be discharged or not  
discharged except in an adversary proceeding;
- 27 2. No lien on real property shall be removed, avoided, stripped, limited, modified, valued, altered,  
compromised or extinguished, except by adversary proceeding pursuant to Rule 7001(2) of the Federal  
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Rules of Bankruptcy Procedure or contested matter pursuant to Rule 3012 of the Federal Rules of Bankruptcy Procedure; and

3. With the sole exception of the valuation of a claim secured by personal property, a proof of claim shall supersede any plan provision purporting to limit or disallow a claim.

**IT IS FURTHER ORDERED**, except insofar as inconsistent with anything above:

Paragraph 3 of the Plan shall reflect that the fixed monthly payment for attorney's fees be paid pro-rata instead of the current \$200.00 per month.

Concurred as to special provisions content

/s/ KATHIE J SIMMONS 7/13/2012

## KATHIE J SIMMONS

Attorney for Debtor(s)

**\*\*END OF ORDER\*\***

1                   **COURT SERVICE LIST**

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